

1 LOUDEN LLC,

2 Plaintiff,

3 v.

4 JUAN MANUEL LOPEZ, and NORMA
5 LOPEZ,

6 Defendants.

7 No. C 12-05070 SI

8 **ORDER ADOPTING REPORT AND
RECOMMENDATION AND
REMANDING CASE TO SOLANO
COUNTY SUPERIOR COURT**

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13 Currently before the Court is Chief Magistrate Judge Maria-Elena James' October 22, 2012
14 Report and Recommendation. On October 2, 2012, Judge James issued an Order to Show Cause
15 requiring defendants to address whether jurisdiction exists over the claims alleged in the removed
16 unlawful detainer complaint. Defendants failed to respond. In her Report and Recommendation, Judge
17 James found that there is no jurisdiction because there are no federal claims alleged in the underlying
18 unlawful detainer complaint. No objections to the Report and Recommendation were filed by the
19 November 8, 2012 deadline.

20 The Court has reviewed the Notice of Removal and Judge James' Report and Recommendation,
21 and finds that removal was improper and that this Court lacks jurisdiction for the reasons stated in the
22 Report and Recommendation. Accordingly, the Court ADOPTS the Report and Recommendation and
23 REMANDS this case to the Superior Court for the County of Solano. All pending motions are
24 terminated as moot.

25 **IT IS SO ORDERED.**

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27 Dated: November 9, 2012

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SUSAN ILLSTON
United States District Judge